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4 **UNITED STATES DISTRICT COURT**
5 **SOUTHERN DISTRICT OF CALIFORNIA**
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7 MOHAMMED ABUZIR,

8 Petitioner,

9 vs.

10 MICHAEL CHERTOFF, SECRETARY OF
11 THE DEPARTMENT OF HOMELAND
12 SECURITY, MICHAEL MUKASEY,
13 ATTORNEY GENERAL, ROBIN BAKER
14 DIRECTOR OF SAN DIEGO FIELD
OFFICE, U.S. IMMIGRATION AND
CUSTOMS ENFORCEMENT, JOHN
GARZON, OFFICER-IN-CHARGE,

Respondents.

CASE NO. 07cv2249 IEG (LSP),

**ORDER DISMISSING THE
PETITION AS MOOT**


15 Petitioner has submitted a Petition for Writ of Habeas Corpus pursuant to 22 U.S.C. § 2241.
16 On December 7, 2007, this Court ordered Respondents to show cause why the Petition should not be
17 granted.

18 On January 7, 2008, Respondents filed their return to the Petition, asserting Petitioner has in
19 fact been released from custody on or about January 3, 2008, and that the Petition should thus be
20 dismissed as moot. Petitioner filed a traverse on January 25, 2008 in which he conveys his agreement
21 with this position.

22 Accordingly, the Petition for Writ of Habeas Corpus is **MOOT** and is hereby **DISMISSED**
23 **WITHOUT PREJUDICE.**

24 **IT IS SO ORDERED.**

25
26 **DATED: January 29, 2008**

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28 IRMA E. GONZALEZ, Chief Judge
United States District Court